

SECOND REGULAR SESSION

SENATE BILL NO. 568

93RD GENERAL ASSEMBLY

INTRODUCED BY SENATORS DOUGHERTY, WILSON AND BRAY.

Pre-filed December 1, 2005, and ordered printed.

TERRY L. SPIELER, Secretary.

3360S.011

AN ACT

To amend chapter 192, RSMo, by adding thereto three new sections relating to the children's environmental health and protection advisory council.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Chapter 192, RSMo, is amended by adding thereto three new sections, to be known as sections 192.990, 192.992, and 192.994, to read as follows:

192.990. 1. There is hereby established within the department of health and senior services the "Children's Environmental Health and Protection Advisory Council". The council shall consist of eighteen members that are residents of this state. The members of the council shall include:

(1) Two members of the senate, one from each of the major political parties, appointed by the president pro tempore of the senate;

(2) Two members of the house of representatives, one from each of the major political parties, appointed by the speaker of the house of representatives;

(3) The director of the department of health and senior services, or the director's designee, who shall serve as chairperson;

(4) The director of the department of social services, or the director's designee;

(5) The director of the department of agriculture, or the director's designee;

(6) The director of the department of natural resources, or the director's designee;

(7) The commissioner of the department of elementary and secondary education, or the commissioner's designee;

21 **(8) Two licensed pediatric health care providers with expertise**
22 **in the field of children's environmental health, appointed by the**
23 **governor, with the advice and consent of the senate;**

24 **(9) One member of the children's services commission;**

25 **(10) One parent or guardian whose child has been clinically**
26 **diagnosed as having been exposed to environmental health hazards**
27 **including lead paint or pesticides, appointed by the governor, with the**
28 **advice and consent of the senate;**

29 **(11) One environmental epidemiologist with expertise in**
30 **children's environmental health, appointed by the governor, with the**
31 **advice and consent of the senate;**

32 **(12) One economist skilled in measuring the economic costs of**
33 **illness and the benefits of prevention, appointed by the governor, with**
34 **the advice and consent of the senate;**

35 **(13) One environmental toxicologist with expertise in issues of**
36 **importance to children's environmental health, appointed by the**
37 **governor, with the advice and consent of senate;**

38 **(14) One individual from private industry with expertise in**
39 **industrial processes, appointed by the governor, with the advice and**
40 **consent of the senate; and**

41 **(15) One individual from private industry with expertise in**
42 **agricultural processes, appointed by the governor, with the advice and**
43 **consent of the senate.**

44 **2. Members of the council shall be appointed by February 1, 2007.**
45 **Of the members first appointed to the council, nine members shall**
46 **serve a term of two years, and nine members shall serve a term of one**
47 **year, and thereafter, members shall serve a term of two**
48 **years. Members shall continue to serve until their successor is duly**
49 **appointed and qualified. Any vacancy on the council shall be filled in**
50 **the same manner as the original appointment.**

192.992. 1. Members shall serve without compensation but shall,
2 **subject to appropriations, be reimbursed for reasonable and necessary**
3 **expenses actually incurred in the performance of the member's official**
4 **duties.**

5 **2. The department of health and senior services shall provide**
6 **administrative support and current staff as necessary for the effective**
7 **operation of the council.**

8 **3. Subject to appropriation, the advisory council may contract**
9 **with consultants.**

10 **4. The advisory council may contract for an analysis of the**
11 **current state organizational structure regarding children's**
12 **environmental health and protection.**

192.994. 1. Meetings shall be held at least six times a year, or at
2 **the call of the chairperson or of nine members of the advisory council.**

3 **2. The advisory council shall:**

4 **(1) Hold public hearings to gather information from the general**
5 **public on issues pertaining to children's environmental health and**
6 **protection;**

7 **(2) Analyze statutes to determine if any statutes have an adverse**
8 **impact on children's health;**

9 **(3) Review and comment on existing rules, regulations, and**
10 **standards to ensure that the rules, regulations, and standards**
11 **adequately protect the health of children from environmental hazards**
12 **by taking into account the special vulnerability of children because of**
13 **their developing physiology, and because their exposures, behaviors,**
14 **and diets can differ greatly from those of adults;**

15 **(4) Review proposed regulations submitted to the advisory**
16 **council to determine if the proposed regulation:**

17 **(a) Adequately protects the health of children from**
18 **environmental hazards by taking into account the special vulnerability**
19 **of children because of their developing physiology, and because their**
20 **exposures, behaviors, and diets can differ greatly from those of adults;**
21 **and**

22 **(b) Is consistent and uniform with the children's environmental**
23 **health policies, rules, regulations and standards of other state agencies;**

24 **(5) Recommend measures that would avoid or minimize any**
25 **negative impact that the proposed regulation may have on the health**
26 **of children;**

27 **(6) Recommend uniform guidelines for state agencies to follow**
28 **to help reduce and eliminate children's exposure to environmental**
29 **hazards, especially in areas reasonably accessible to children;**

30 **(7) Gather and disseminate information to the public including**
31 **the research and medical communities, community-based organizations,**
32 **schools, and state agencies, on how to reduce, treat, and eliminate**

33 children's exposures to environmental hazards and to further the
34 public's understanding of the environmental hazards that may
35 potentially affect children;

36 (8) Create and promote education programs, in partnership with
37 health and environmental professionals, for parents, guardians, and
38 caregivers of children that include information on:

39 (a) The potential health effects of environmental hazards;

40 (b) Practical suggestions on how to reduce children's exposure
41 to environmental hazards; and

42 (c) Any existing scientific research regarding the reactions of
43 children to environmental contaminants;

44 (9) Provide input to the general assembly on legislation that may
45 impact environmental hazards that affect the health of children; and

46 (10) Provide an annual report on the activities of the council to
47 the members of the general assembly, and the governor by February
48 first of every year. Such report shall include, but not be limited to the
49 following:

50 (a) Issues and recommendations developed by the council;

51 (b) Information regarding the impact and effectiveness of prior
52 recommendations, if any, that have been implemented; and

53 (c) Review of current policies regarding the exposure of
54 environmental hazards to children.

55 3. The department of health and senior services may accept on
56 behalf of the council any federal funds, gifts, and donations from
57 individuals, private organizations, and foundations, and any other
58 funds that may become available.

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